

# State of South Dakota

SEVENTY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 1997

400A0254

## HOUSE BILL NO. 1046

Introduced by: The Committee on Commerce at the request of the Department of Commerce  
and Regulation

1 FOR AN ACT ENTITLED, An Act to define unfair discrimination in the business of insurance.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That § 58-11-55 be amended to read as follows:

4 58-11-55. No insurer ~~shall~~ may refuse to issue or to renew a policy or certificate solely

5 because of the age, residence, race, color, creed, national origin, ancestry, occupation, or marital

6 status of the applicant or the insured ~~according to such rules and regulations as promulgated by~~

7 ~~the director of the Division of Insurance.~~ Except as provided by § 58-15-45, notwithstanding any

8 other provision of this title, this section applies to all types of insurance issued by all insurers.

9 The director may promulgate rules for the purpose of carrying out this section. Violation of this

10 section is a Class 2 misdemeanor.